

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

ML Strategies, LLC,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 04-10641-RCL
)	
The Noisette Company, LLC)	
d/b/a Noisette Company,)	
)	
Defendant.)	
)	

**ML STRATEGIES' CERTIFICATION
PURSUANT TO LOCAL RULE 16.1(D)(3)**

Plaintiff ML Strategies, LLC, and its counsel, certify that we have conferred:

- (a) with a view to establishing a budget for the costs of conducting the full course – and various alternative courses – of the litigation; and
- (b) to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

ML Strategies, LLC,

By: Stephen P. Tocco (SAL)

Dated: October 25, 2004

Stephen P. Tocco
President & CEO, ML Strategies, LLC